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~~AMENDMENT AND RESPONSE UNDER 37 CFR § 1.111~~

~~Serial Number: 11/260,337 T.W.~~

~~Filing Date: October 27, 2005.~~

~~Title: Method and system for gathering information resident on global computer networks.~~

Page 1  
Dkt: 1551.010US3

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Patent No. RE39540 Sokolov, et al.

Issue Date: April 3, 2007

Application No.: 10/691,432

Filed: October 23, 2003

Attorney Docket No.: P8297R

Title: CELLULAR TELEPHONY SEARCHER

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USPTO  
TELEIP'S ACCOUNTING  
DIVISION

**REQUEST FOR RECONSIDERATION OF DECISIONON PETITION TO ACCEPT  
UNITENTIONALLY DELAYED PAYMENT OF MAINTENANCE FEE**

Mail Stop Petitions  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Assignee, Intel Corporation, requests reconsideration of the Decision on Petition, dated December 21, 2010, dismissing Assignee's petition for unintentionally delayed payment of the 8th-year maintenance fee for the above-listed patent. The Office rejected assignee's petition because:

...the grace period for paying the first maintenance fee provided in 37 CFR 1.362(e) expired at midnight on October 23, 2005. The petition was filed almost five years later.

However, on October 20, 2010 Assignee petitioned for the second (8th-year) maintenance fee, not the first (4th-year) fee. The Office correctly stated that RE39540 is based on an original non-reissue application which issued as Patent No. 6,307,878 on October 23, 2001. The 4th-year maintenance fee for the parent '878 patent was duly paid on April 25, 2005 (see Exhibit 1, printout of USPTO Bibliography page).

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-AMENDMENT AND RESPONSE UNDER 37 CFR § 1.144  
-Serial Number: 11/260,337  
-Filing Date: October 27, 2005  
-Title: Method and system for gathering information resident on global computer networks

APR - 5 2011

Page 2  
Dkt: 1551.010US3

The Office incorrectly assumed that the 4th-year fee was not paid on the reissue patent when it had in fact been paid for the parent. Assignee timely filed its petition to accept the 8th year fee for the reissue patent.

For the reasons stated above, Assignee respectfully requests that the decision on petition be reconsidered, the rejection of Assignee's petition for the 8th year maintenance fee be withdrawn, and the Office accept Assignee's petition for the 8th year fee for RE39540. The undersigned attorney for CPA Global spoke with Mr. Anthony Knight, Director of Petitions, on April 4, 2011, regarding this request. The Office is invited to telephone Ken Sheets at (703) 236-2994 to facilitate this matter.

If necessary, please charge any fees or credit overpayment to Deposit Account No. 50-4623.

Respectfully submitted,

Date April 05, 2011

By: /Kendal M. Sheets/  
Kendal M. Sheets  
Reg. No. 47,077  
CPA Global  
Customer No. 70859  
tel. (703) 236-2994

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being filed using the USPTO's electronic filing system EFS-Web, and is addressed to: Mail Stop Petitions, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 05 day of April 2011.

KENDAL M. SHEETS

Name

/Kendal M. Sheets/

Signature

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Patent Bibliographic Data		04/05/2011 01:23 PM						
Patent Number:	6307878	Application Number:	09324515					
Issue Date:	10/23/2001	Filing Date:	06/03/1999					
Title:	CELLULAR TELEPHONY SEARCHER							
Status:	This patent has been reissued as: RE39540	Entity:	Large					
Window Opens:	10/23/2008	Surcharge Date:	04/24/2009					
Fee Amt Due:	\$0.00	Surchg Amt Due:	\$0.00					
Fee Code:								
Surcharge Fee Code:								
Most recent events (up to 7):	10/18/2005 10/18/2005 04/25/2005	Payor Number Assigned. Payer Number De-assigned. Payment of Maintenance Fee, 4th Year, Large Entity. --- End of Maintenance History ---						
Address for fee purposes:	CPA GLOBL LIMITED 2318 Mill Road 12th Floor ALEXANDRIA, VA 22314							
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